

RE: Your Email of May 11 -- Convergen**Michael Stolper** <mstolper@seidenlegal.com>

Fri 5/22/2020 1:38 PM

To: Filardo, Vincent (US) <vincent.filardo@us.kwm.com>; Robert Seiden <rseiden@seidenlegal.com>; Amiad Kushner <akushner@seidenlegal.com>; Dov B. Gold <dgold@seidenlegal.com>**Cc:** Luo, Laura (US) <laura.luo@us.kwm.com>; Zatorre, Evan (US) <evan.zatorre@us.kwm.com>; Brand, Elliot (US) <elliott.brand@us.kwm.com>

Please confirm the addresses of your clients.

From: Filardo, Vincent (US) <vincent.filardo@us.kwm.com>**Sent:** Thursday, May 14, 2020 10:13 AM**To:** Michael Stolper <mstolper@seidenlegal.com>; Robert Seiden <rseiden@seidenlegal.com>; Amiad Kushner <akushner@seidenlegal.com>; Dov B. Gold <dgold@seidenlegal.com>**Cc:** Luo, Laura (US) <laura.luo@us.kwm.com>; Zatorre, Evan (US) <evan.zatorre@us.kwm.com>; Brand, Elliot (US) <elliott.brand@us.kwm.com>**Subject:** Your Email of May 11 -- Convergen

Mr. Stolper,

King & Wood Mallesons ("KWM") is counsel to Daniel Escandon Garcia, Ramon Uriarte Inchausti, Chipper Investment SCR, SA, and Urincha SL (collectively, "Clients"). All further correspondence from you or your firm on this matter should be directed to me and KWM.

You are hereby advised, however, that we are not authorized to, nor will we accept, service of process on behalf of our Clients. Moreover, this response in no way represents consent to personal jurisdiction over our Clients in New York, or elsewhere in the U.S., which is expressly contested. Indeed, our Clients expressly reserve all available defenses to the claims in your putative action, including with respect to service of process, jurisdiction and venue.

Finally, we disagree with the statement in your below email that "time is of the essence," and with respect to "irreparable harm." Those assertions have no merit whatsoever. If you proceed with your stated course of action, our Clients reserve the right to seek appropriate sanctions pursuant to Part 130 of the Rules of the Chief Administrative Judge (i.e., Rule 130-1.1(c)).

Sincerely,

Vincent Filardo, Jr.**Partner****King & Wood Mallesons LLP**

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vincent.filardo@us.kwm.com | www.kwm.com[This communication and any attachments are confidential and may be privileged.](#)

From: Michael Stolper <mstolper@seidenlegal.com>**Sent:** Monday, May 11, 2020 1:08 PM**To:** stevebrooks17@gmail.com; ruriarte@moninvest.es; Luo, Laura (US) <laura.luo@us.kwm.com>; Filardo, Vincent (US) <vincent.filardo@us.kwm.com>; greg.merle@riverviewenergy.com; ted.hansen@convergenenergy.com; brian.mikkelson@convergenenergy.com**Cc:** Robert Seiden <rseiden@seidenlegal.com>; Amiad Kushner <akushner@seidenlegal.com>; Dov B. Gold <dgold@seidenlegal.com>**Subject:** Convergen Legal matter - Time Sensitive

To whom it may concern:

Absent resolution of the issues raised in the attached complaint by noon Thursday, May 14, 2020, we will be seeking relief in a New York court, as time is of the essence due to the ongoing irreparable harm at issue. Be guided accordingly.

Michael Stolper

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